

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

WENDY WADE, MARY NELSON, JAMES  
ROGERS, JR., JOHNNY BOOTH, RALPH  
DAVIS, and all similarly evicted tenants,

Plaintiffs,

v.

GRE WINDSTAR, L.L.C. et al.,

Defendants.

Case No. C06-5144RBL

ORDER GRANTING MOTION FOR  
TEMPORARY RESTRAINING ORDER  
AND ORDER TO SHOW CAUSE

THIS MATTER is before the court on Plaintiffs' Motion for a Temporary Restraining Order and Preliminary Injunction. The court has reviewed the materials submitted by the Plaintiffs. The court finds that it has jurisdiction over the subject matter and that jurisdiction over the defendants can be obtained through service of process.

The court further finds that Plaintiffs have established for purposes of a Temporary Restraining Order under Fed. R. Civ. P. 65 that the Defendants have engaged in activities which deprive Plaintiffs of their federally protected property interest in their homes without due process and which breached a contract intended to benefit the plaintiffs.

The court further finds that the plaintiffs are likely to suffer irrevocable harm in the form of evictions if the status quo is not maintained pending a fuller hearing on the merits of the plaintiffs' claims. The Plaintiffs have notified the defendants at least informally of their intent to file this action and to seek a TRO, although it does not appear that the Complaint has been filed. The court finally finds that under Fed. R. Civ. P. 65(c)

1 security shall not be required of the plaintiffs, due to their apparent lack of financial resources.

2 THEREFORE, it is hereby ORDERED

- 3 1. The Defendants are ENJOINED from evicting the Plaintiffs from their homes.
- 4 2. The Plaintiffs shall serve their complaint, their Motion, and a copy of this ORDER on all of the
- 5 defendants within two days of the date of this ORDER.
- 6 3. The Defendants shall, by the close of business Wednesday, March 29, 2006 SHOW CAUSE
- 7 in writing why a Preliminary Injunction should not be entered, and the parties shall appear for
- 8 a hearing on the Plaintiffs' Motion for a Preliminary Injunction on FRIDAY, March 31, 2006
- 9 at 8:30 a.m. This Order shall expire on that date unless it is extended or modified at the
- 10 hearing.

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12 DATED this 22<sup>nd</sup> day of March, 2006

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15 RONALD B. LEIGHTON

16 UNITED STATES DISTRICT JUDGE

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